UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK GARY FRIEDRICH ENTERPRISES, LLC, ET AL.,

Plaintiffs,

08-CV-01533 (BSJ)(JCF)

-against-

NOTICE OF MOTION TO ADMIT COUNSEL PRO HAC VICE

MARVEL ENTERPRISES, ET AL.,

Defendants.

PLEASE TAKE NOTICE that upon the attached affirmation of Leonard F. Lesser, Esq., as well as the attached affidavits and Certificates of Good Standing of Eric W. Evans, Charles S. Kramer, Dawn K. O'Leary, and Joseph D. Schneider, plaintiffs Gary Friedrich Enterprises, LLC ("GFE") and Gary Friedrich ("Friedrich," collectively "Plaintiffs"), shall move this Court on May 28, 2008, or any such other date and time set by the Court, for an Order, pursuant to Rule 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, allowing the admission *pro hac vice* of attorneys Evans, Kramer, O'Leary and Schneider in this case.

PLEASE TAKE FURTHER NOTICE that pursuant to Rule 6.1(b) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, answering papers, if any, shall be served within ten (10) business days after service of this Notice of Motion along with the supporting papers, and reply papers, if any, shall

be served within five (5) business days after service of the answering papers, if any, unless otherwise stipulated by the parties and endorsed by the Court.

Dated: New York, New York May 5, 2008

SIMON•KESSER PC

By: Leonard F. Lesser, Esq.

Filed 05/05/2008

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